



89 Regent Street

Garvan Takes His Dye Case To Washington

Chemical Foundation Head Leaves for Capital in Response to Second Demand for Patents' Surrender

Ready to Reply, He Says

Repeats Charge That Gaston Means and Other Germans Inspired Move

Francis P. Garvan, president of the Chemical Foundation, Inc., was in Washington last night, ready to answer the demand of the government for the return of all the German chemical and dye patents which had been seized by the United States during the war and sold to this country.

The demand was made on Mr. Garvan by Fred E. Wilson, secretary to Allen Property Custodian Thomas W. Miller, in compliance with the instructions of President Harding about a week ago, when the Allen Property Custodian was directed to obtain the immediate return of all the patents in possession of the foundation.

This is the second move the government has made in its efforts to compel the corporation to give up the patents, Mr. Garvan having been served with a subpoena on Saturday to produce all the books and papers of the concern before a Federal grand jury in Washington today.

Fund Accounting Also Asked

The formal demand not only calls for the return of the patents, of which there are about 4,700, but also requires an accounting of all the funds received in connection therewith and requires that no further assignments or transfers of the patents be made after the receipt of the notice. A duplicate copy of the demand was also served on the Corporation Trust Company of America, of Wilmington, Del., resident representative of the foundation. The foundation was incorporated in Delaware under the state laws, and serving of the duplicate demand in Delaware was for the purpose of complying with technical requirements.

Mr. Garvan said he would make a "courteous reply" upon his return from Washington. It is understood that the foundation will refuse to give up the patents, and will fight the government's attempt to obtain them "all along the line." It was pointed out that the formal demand specifies no statute on which the action is based, no legal authority, does not charge fraud in the transfer of the patents to the alien property custodian nor makes any other charge.

"They do not charge anything," commented Mr. Garvan. "They just make a bald demand for all of our property. The property was duly bought and paid for, it was said, and the foundation will be prepared to fight what it regards as any unwarranted seizure by the government."

Will Mean German Ownership

Mr. Garvan contends that the return of the patents to the Alien Property Custodian will eventually place them in the hands of Germans, as the Treaty of Peace no longer permits the custodian to sell. He insists that the investigation into the attack against the foundation were engineered by Gaston B. Means, a one-time paid agent of the German secret service, who was known as "G-1" in the employ of Captain Karl Boy-Ed at a salary of \$1,000 a week.

"Would President Harding have anything to do with such a man or scheme if he knew the truth?" asked Mr. Garvan. "The whole scheme has been conducted under cover and in the dark, and I am going to Washington to ask for fair play."

Mr. Garvan, aroused at what he called some "misstatements" concerning the origin and purposes of the foundation, went into the matter in detail. He explained that it was an "absolutely philanthropic institution" which had been capitalized \$438,000, with about 150 stockholders, representing the biggest chemical concerns in this country.

"Under our charter," he said, "no man can make a nickel except the people who actually put cash into it. These 150 stockholders can get back their cash and 6 per cent. None of the officers of the concern get a cent of remuneration. I have never received an expense account of five cents or collected a nickel in any way, shape or form, and I have not a dollar's interest in the Chemical Foundation."

Capital All Has Been Spent

He explained that all the \$438,000 paid in as capital has been expended, that no dividends have been paid, and that the foundation was just about making ends meet with respect to its running expenses from the returns on its licenses. These returns amounted to about \$6,000 and some cash, which the Treasury now has and for which the foundation has put in a formal claim, as have the original German owners.

He insisted that the foundation was

organized to safeguard the American chemical and dye industry from the stranglehold which the German chemical barons had exercised here through the patents.

"My motive in this thing is simply this—as Allen Property Custodian I saw the importance of the industry unfolded before me and it is a job that came to me and it is a job that I am going to finish. It is for the benefit of American industry, the American Army and Navy and the American people. My most heartfelt motive in this thing is the development of American medicine. That is the ultimate goal of the foundation."

Invited Inspection of Books

Mr. Garvan explained that about a year and a half ago he wrote to all the papers of the country inviting a full inspection of the company's books and operations and that this invitation still held good.

"The chemical industry of the country," he said, "is the stock in the foundation," he continued, "each firm or individual being permitted to buy an unlimited amount of preferred stock, but the common stock was limited to two shares each. In this way \$250,000 was raised, but we paid out \$250,000 to the government for the patents and about \$188,000 has been paid out in expenses. Now the foundation is just about meeting its running expenses. It was not organized for profit but as an educational and research institution. The patents are made available to everybody under license and the license charge, under the charter, is the same for every one. As a matter of fact only about 400 of the patents have been inquired about, and of these about fifty-two furnished 92 per cent of the foundation's returns. The common stock is deposited with trustees for seventeen years, the life of the longest patent. The trustees are Otto T. Bangard, Cleveland H. Dodge, George L. Ingraham, Benjamin Griswold, of Baltimore, and Bradley W. Palmer, of Boston.

Licenses Given Protection

"By the terms of the charter, full protection is given to licensees. Licensees are the same for all, and the right of appeal to courts is given licensees who think they are being overcharged. I think the courts would sustain a demand for a license if we withheld one. We have never refused a license. The patents are for the benefit of America."

Mr. Garvan added that the charge was about 5 per cent of the sales price of the article which the licensee had been granted the right to manufacture. "There is much to be said for the thing upon which Germany based her declaration of war," he remarked, "if it had not been for the fact that Germany was a telegram which Count von Bernstorff, former German Ambassador to this country, sent his government on March 14, 1915, in which he said, 'The stock of dyes is so small that a German embargo about 1,000,000 American workmen might be thrown out of employment.'"

Quits U. S. So Princess Can Get Own Divorce

Tourin Drops Efforts for Decree From "Most Beautiful Red Cross Nurse"

Special Dispatch to The Tribune

BOSTON, July 10.—Victor Tourin has started for his native Russia and has given up his effort to secure a divorce from the Princess Naïna Vasilevna Troubetzkoy, "the most beautiful Red Cross nurse," papers for which he filed more than a year ago in the Suffolk County Court. The divorce of Tourin from the princess, his wife, is now in the hands of the Russian courts. The princess, who has been here since 1918, is charged by Tourin with having contracted a bigamous marriage with an American army officer. She is now living at Providence.

Princess Troubetzkoy is not opposed to a divorce, but the hitch came over the nature of the charges Tourin was bringing against her. She was willing to accept an allegation of desertion, it was declared, Tourin, however, refused to accept the charges. The nature of the charge, although encouraged to do so by his own counsel.

It is expected that the princess will now file for a divorce on grounds of desertion, as Tourin has declared his intention to remain in Russia.

4 Days at Sea in a Dory

Fisherman Rescued by Small Steamer, Taken to Boston

Special Dispatch to The Tribune

BOSTON, July 10.—Edward Hines, of the fishing schooner Henrietta, was brought into this city today on the fisherman Josephine De Costa, the latter taking him from a small steamer which picked him up after four days at sea in his small dory. The Henrietta returned to this port a week ago and reported him lost.

Hines said that on the third day he sighted a steamer and rowed into its course. He was amazed, he declared, to hear an order shouted out: "Go find your own ship." He fell unconscious, he declared, and did not learn the name of the craft. The fisherman was four days without food and he survived on rain water. He has a wife and two children at coimeister.

Irish Rebels Blow Up Five Rail Bridges

Cut Off Dublin From Belfast, and Next Clash Is Expected in Cork, Possibly Led by De Valera

Clonmel Is Isolated

Irregulars Beaten Off in Attack on the Barracks at Carrick-on-Shannon

Special Cable to The Tribune

DUBLIN, July 10.—Republican insurgent troops struck a blow at Free State control of the provinces today when they blew up five bridges on the railroad between Dundalk and Drogheda, thus cutting off all traffic between Dublin and Belfast. The roadbed was torn up for a considerable distance. Aside from this there was a temporary lull in the civil war, with the provisional government controlling all but three counties. The next clash is looked for in the south, where the irregulars are preparing for action in Cork.

Another point of concentration for the insurgents is at Clonmel, in Tipperary, which is, however, reported to be isolated today, with no mails moving. It is said that the rebels are maintaining communication with other units by means of radio. Another casualty was reported from Belfast, where Head Constable Orr was shot dead by two men who escaped.

There is much doubt as to the present whereabouts of Eamon de Valera, some reports indicating that he will turn up in Cork to make a final stand, while according to other sources of information he is still in Dublin. The statement that the Free Staters are trying to hunt him down are semi-officially denied, the provisional government inclining to the belief that he is a back number and that it is not intended to give him the prestige of martyrdom.

There was some expectation that De Valera would appear today at the funeral of Cathal Brugha, who was killed trying to escape from the OConnell Street area, but the republican leader was not visible to the enormous crowds which lined the streets where a funeral procession lasting three hours passed. The Countess Markievicz was among the mourners as Brugha's coffin, draped with the tricolor and accompanied by numerous members of the Dail, was carried past the spot where he fell.

Military honors were rendered at the cemetery and volleys were fired over his grave. The funeral passed off without the least disorder.

DUBLIN, July 10 (By The Associated Press).—Irregulars last night attacked two national barracks in Carrick-on-Shannon from the Roscommon hills surrounding the town, but the garrison repulsed the attack and the irregulars withdrew hurriedly after an hour. When the national troops scoured the hills later no trace of the irregulars was found.

Robert C. Barton, one of the members of the Dail Eireann who signed the Anglo-Irish treaty and then opposed it; Joseph McDonagh, and a dozen other prisoners were taken in the Dublin fighting last week, have escaped from the Portobello barracks according to the newspaper "Free State." Barton and McDonagh, the paper says, were to have been released this week.

Dozing Gateman Blamed For Near-Accidents

Automobiles Checked at Crossing by Alert Drivers Just as Express Goes By

ATLANTIC CITY, July 10.—The gateman at the Absecon crossing of the Pennsylvania Railroad is said to have been suspended today as the result of a complaint that he was dozing and neglected to give warning of the approach of the 5 o'clock Philadelphia express yesterday.

The complaint is said to have been made by Chief of Police William T. Schefflin, of Absecon. Several motor cars were approaching the crossing at the time the express came through, but their drivers slowed for the crossing sufficiently to be able to stop on catching sight of the train.

A motorcyclist was less cautious and on seeing the train flung himself from his machine, which went on and crashed to the street within ten feet of the cars.

Fraud Charged in Sale Of 'Utica Tribune' Stock

UTICA, N. Y., July 10.—Charging fraud in the sale of his holdings of stock in "The Utica Sunday Tribune" Company, Arthur M. Stappenbeck, of

Utica, was granted an injunction by Supreme Court Justice Louis M. Martin here today, restraining John C. Fulmer, J. Gray De Eke and others from disposing of money obtained from the sale. The defendants recently sold the entire stock of the company, which published "The Utica Sunday Tribune" and "Utica Herald-Dispatch," to Edwin R. Davenport and Frank E. Gannett, of Rochester, and Woodford Copeland, of Elmira.

Stappenbeck charges that De Eke, as executor of his father's estate, sold forty-five shares of stock to Fulmer, president of the company, for \$800 each and that Fulmer sold the stock to the defendants for \$700 each. The plaintiff declares he consented to the sale because false and fraudulent representations were made to him by the defendants.

Take Gates Heiress To Europe to Give New Romance Chill

Kin Hope Miss Angell Will Forget Chicago Neighbor, Artist of 21, Whose Father Says No Betrothal Exists

Special Dispatch to The Tribune

CHICAGO, July 10.—Relatives of Miss Dorella Angell, youthful heiress to the \$40,000 estate of John W. Gates, say she is not "mysteriously missing," and deny that there is anything mysterious about her whereabouts. She and her father, Robert F. Angell, and her stepmother are on an ocean liner, approaching the European shores. They expect to remain abroad three months, perhaps longer, during which time Miss Angell will be given every opportunity to forget Lester Norris, son of a Lake Forest furniture dealer, with whom she has struck up a youthful romance. This is the latest of her budding romances, and as in the other cases, her parents hurried her away until the fever was over.

Norris, who is twenty-one, is a somewhat artist and illustrator, with an office in Batavia, Ill. He and Miss Angell were schoolmates, and recently they have been seen motoring over the lake. Suddenly Miss Angell's trunks were packed for a European tour. Before the departure, however, the two once again were seen on the North Shore roads. The Angells sailed July 4.

"Call" Norris, the boy's father, said today that young Norris was "embarrassed" by the linking of his name with that of Miss Angell, and that no engagement exists between the two.

"My son and Dorella have been friends for a long time," he said. "They were schoolmates, but as to an engagement, none of us was aware of it. I don't know where the report started, and my son is very much embarrassed by the matter. He has nothing to say about it and wishes the whole matter to be dropped as quickly as possible."

On various other occasions the pretty heiress, who will not come into the bulk of her estate until she is forty years old, is reported to have been engaged to an oil magnate, a Lake Forest youth of moderate means, and to have announced her desire to marry a young surgeon who would like to maintain a hospital for the poor that she would found.

In addition, publicity attended a suit filed by a family chauffeur of the Angells who asked damages for a beating administered by Mr. Angell because of an alleged friendship between Dorella and the chauffeur. The chauffeur, however, testified that his activities amounted merely to aiding the girl in maintaining a correspondence with a friend.

Miss Angell was a favorite of the late John W. Gates and a niece and namesake of his wife.

Faith in their Product

TO PROVE the adaptability of metal zinc, it was used for many interesting and unusual purposes in the construction of the Front Street Building of the New Jersey Zinc Co., designed by H. J. Hardenbergh, architect.

The building was erected by us with speed and accuracy and our clients' faith in our product and our ability was proved to be well placed.

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Every One of Our Wonderful Cars To Close Out at Lowest Prices in N. Y.

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In All Types, \$250 up to \$2,500

Pierces ("38" "48"), Touring and Limousine and Landaulets ("48" "49" "50" "51" "52" "53" "54" "55" "56" "57" "58" "59")

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